

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TESTING TECHNOLOGIES, INC.,

and

MG PREP, INC.

Plaintiffs,

v.

MO MEDIA, LLC, PAUL OWENS, and
JOHN DOES 1-10,

Defendants.

07 CV 7360 (WHP)

**DEFENDANT'S NOTICE OF MOTION TO DISMISS FOR IMPROPER VENUE, OR
ALTERNATIVELY TO TRANSFER VENUE**

PLEASE TAKE NOTICE THAT Defendant Mo Media, Inc., by its undersigned attorneys Cowan, DeBaets, Abrahams & Sheppard LLP, hereby move before the Honorable William H. Pauly, III, U.S.D.J., at the United States Courthouse, 500 Pearl Street, New York, New York, to dismiss this action for improper venue pursuant to Federal Rule of Civil Procedure 12(b)(3) or alternatively, for an Order transferring this action to the United States District Court for the Eastern District of Texas pursuant to 28 U.S.C. § 1404(a).

In support of these motions, Plaintiffs will rely upon Memorandum of Law and the accompanying Declaration of Paul Owens and the exhibits attached thereto.

Dated: New York, New York
January 11, 2008

Respectfully submitted,

COWAN, DeBAETS, ABRAHAMS &
SHEPPARD, LLP

By: 

Toby M.J. Butterfield
Mason A. Weisz, Esq.
41 Madison Avenue- 34th Floor
New York, New York 10010
Tel: (212) 974-7474
Attorneys for Defendant
Mo Media, Inc.

TO: John Selinger, Esq.
Zeccola & Selinger, LLC
45 Webster Avenue
Goshen, New York 10924
Attorneys for Plaintiff Testing Technologies, Inc.

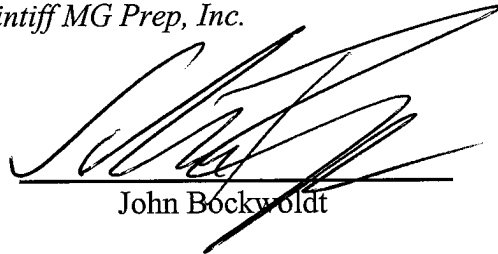
Thomas M. Furth, Esq.
Kudman Trachten Aloe LLP
350 Fifth Avenue, Suite 4400
New York, New York 10118
Attorneys for Plaintiff MG Prep, Inc.

Certificate of Service

I hereby certify that on this 11th day of January 2008 a copy of the foregoing Plaintiffs' Notice of Motion to dismiss for improper venue, or alternatively to transfer venue, Plaintiffs' Memorandum of Law in Support of Motion to Dismiss For Improper Venue, Or Alternatively To Transfer Venue and the Declaration of Paul Owens, were caused to be served via ECF on the following:

John Selinger, Esq.
Zeccola & Selinger, LLC
45 Webster Avenue
Goshen, New York 10924
Attorneys for Plaintiff Testing Technologies, Inc.

Thomas M. Furth, Esq.
Kudman Trachten Aloe LLP
350 Fifth Avenue, Suite 4400
New York, New York 10118
Attorneys for Plaintiff MG Prep, Inc.



John Bockwoldt